

Message Text

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ORIGIN IO-14

INFO OCT-01 AF-10 EUR-12 ISO-00 INR-10 CIAE-00 DODE-00
NSAE-00 NSCE-00 ICAE-00 INRE-00 PM-05 H-01 L-03
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FM SECSTATE WASHDC

TO AMEMBASSY PRETORIA NIACT IMMEDIATE

USMISSION USUN NEW YORK IMMEDIATE

INFO AMEMBASSY BONN IMMEDIATE

AMEMBASSY DAR ES SALAAM IMMEDIATE

AMEMBASSY GABORONE IMMEDIATE

AMEMBASSY LAGOS IMMEDIATE

AMEMBASSY LIBREVILLE IMMEDIATE

AMEMBASSY LONDON IMMEDIATE

AMEMBASSY LUSAKA IMMEDIATE

AMEMBASSY MAPUTO IMMEDIATE

AMEMBASSY OTTAWA IMMEDIATE

AMEMBASSY PARIS IMMEDIATE

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E.O. 11652: GDS

TAGS: PORG, SF, WA

SUBJECT: NAMIBIA: CONTACT GROUP RESPONSE TO SAG ON
WALVIS BAY

REF: A) USUN 2988; B) PRETORIA 4178; C) PRETORIA 4179;

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D) PRETORIA 4180

1. DEPARTMENT CONCURS IN CONTACT GROUP'S PROPOSED
RESPONSE TO SAG ON WALVIS BAY (PARA 4, REF A) BUT WE
WOULD WISH TO ADD FOLLOWING TEXT AT CONCLUSION OF SECOND
PARAGRAPH (AFTER WORDS "AND THE MAIN ELEMENTS OF THE
WALVIS BAY RESOLUTION")." MOREOVER, AS WILL BE MADE

CLEAR BY OUR STATEMENTS IN THE SECURITY COUNCIL, THE FIVE INTERPRET THE WALVIS BAY RESOLUTION AS AN ACTION BY THE SECURITY COUNCIL WITHIN ITS RESPONSIBILITIES TO ENCOURAGE PEACEFUL SETTLEMENT OF DISPUTES. IN OUR VIEW, IT HAS NO FURTHER IMPLICATIONS."

2. IN ADDITION, IF BOTHA AGAIN QUESTIONS THE FINAL OPERATIVE PARAGRAPH OF THE WALVIS BAY RESOLUTION, YOU SHOULD RESPOND THAT (AS HE WELL KNOWS FROM HIS OWN UN EXPERIENCE) IT IS A STANDARD CLOSING TO RESOLUTIONS ON PEACEFUL SETTLEMENT. IT IMPLIES NOTHING MORE THAN THAT

,HE ITEM REMAINS ON THE COUNCIL'S AGENDA -- WHICH WOULD IN ANY EVENT BE THE CASE BECAUSE THE COUNCIL HAS SELDOM FORMALLY REMOVED ITEMS FROM ITS AGENDA.

3. ADDITIONAL LANGUAGE IN PARA 1 ABOVE WAS COORDINATED WITH AMBASSADOR MCHENRY. DEPARTMENT DOES NOT BELIEVE THAT THIS LANGUAGE WILL BE OBJECTIONABLE TO OTHER FOUR AND, ASSUMING THAT THE OTHERS CAN AGREE TO THE TEXT AS PREPARED IN NEW YORK, WE SUGGEST THAT EMBASSY PRETORIA SEEK APPROVAL OF THE OTHER FOUR EMBASSIES TO THE ADDITIONAL LANGUAGE. WE HAVE ASKED USUN TO CHECK THIS OUT WITH THE OTHER MEMBERS OF THE CONTACT GROUP.

4. YOU SHOULD ALSO FIND OCCASION TO POINT OUT TO
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BOTHA OR VORSTER THAT THE WALVIS BAY RESOLUTION IS OUR RESPONSE TO THE REALITIES OF THE SITUATION AND IN OUR JUDGMENT IS THE MINIMUM WHICH WOULD BE ACCEPTABLE IN THE SECURITY COUNCIL UNDER THE PRESENT CIRCUMSTANCES AND HAS BEEN CAREFULLY DRAFTED SO THAT IT DOES NOT PREJUDICE THEIR LEGAL CLAIM TO WALVIS BAY. SAG SHOULD BE MADE AWARE THAT AFRICAN-PROPOSED ALTERNATIVE RESOLUTION, WHICH WE WERE ABLE TO DEFLECT, WOULD HAVE CONTRADICTED THE SAG LEGAL POSITION.

5. YOU SHOULD MAKE CLEAR THAT WE WILL BE DISCUSSING FURTHER WITH SAG THE TACTICS FOR HANDLING WALVIS BAY RESOLUTION IN THE COUNCIL AND THAT THIS "LEGISLATIVE HISTORY" WILL LARGEY DETERMINE HOW THE RESOLUTION WILL BE REGARDED.

6. WE HAVE JUST SEEN YOUR 4212, AND AGREE THAT THE PRETORIA CONTACT GROUP IS NOT IN A POSITION TO DRAFT VOTE EXPLANATIONS FOR THE SECURITY COUNCIL. YOU SHOULD BE AWARE THAT WE ARE IN THE PROCESS OF WRITING SUCH AN EXPLANATION AND THAT WE EXPECT THE CONTACT GROUP TO FOCUS ON THE MATTER EITHER THIS AFTERNOON

(JULY 24) OR TOMORROW. FOR OUR PART, WE WOULD HAVE NO DIFFICULTY WITH SHOWING THE EXPLANATION OF VOTE TO SOUTH AFRICA IN ADVANCE OF ITS DELIVERY, BUT WE WOULD DO SO ONLY IF THE REST OF THE CONTACT GROUP AGREES TO THIS PROCEDURE.

7. WE HAVE NO OBJECTION TO REVISED LANGUAGE SUGGESTED PARAGRAPH 4 OF YOUR 4212, MODIFIED TO INCLUDE SUGGESTIONS IN PARAS 1 AND 2 ABOVE. VANCE

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